

JOHN SQUIRES

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS**

In re:	§	
	§	
Benecke, James	§	Case No. 05-46213 SQU
Benecke, Rachel	§	
	§	
Debtor(s)	§	

**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION
REPORT CERTIFICATION THAT THE ESTATE HAS BEEN FULLY
ADMINISTERED AND APPLICATION TO BE DISCHARGED (TDR)**

BRENDA PORTER HELMS, TRUSTEE, chapter 7 trustee, submits this Final Account, Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned: 388,993.25	Assets Exempt: 100,493.25
Total Distributions to Claimants: 74,224.64	Claims Discharged Without Payment: 216,408.21
Total Expenses of Administration: 16,445.23	

3) Total gross receipts of \$ 90,669.87 (see Exhibit 1), minus funds paid to the debtor and third parties of \$ 0.00 (see Exhibit 2), yielded net receipts of \$ 90,669.87 from the liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
SECURED CLAIMS (from Exhibit 3)	\$ 299,402.78	\$ 8,565.61	\$ 8,565.61	\$ 8,565.61
PRIORITY CLAIMS: CHAPTER 7 ADMIN. FEES AND CHARGES (from Exhibit 4)	NA	16,445.23	16,445.23	16,445.23
PRIOR CHAPTER ADMIN. FEES AND CHARGES (from Exhibit 5)	NA	NA	NA	NA
PRIORITY UNSECURED CLAIMS (from Exhibit 6)	44,123.04	68,463.90	68,463.90	65,659.03
GENERAL UNSECURED CLAIMS (from Exhibit 7)	218,944.45	136,191.01	136,191.01	0.00
TOTAL DISBURSEMENTS	\$ 562,470.27	\$ 229,665.75	\$ 229,665.75	\$ 90,669.87

4) This case was originally filed under chapter 7 on 10/07/2005 . The case was pending for 54 months.

5) All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6) An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 03/01/2010

By: /s/BRENDA PORTER HELMS, TRUSTEE
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

**EXHIBITS TO
FINAL ACCOUNT**

EXHIBIT 1 – GROSS RECEIPTS

DESCRIPTION	UNIFORM TRAN. CODE ¹	\$ AMOUNT RECEIVED
BANK ACCOUNTS	1129-000	7,920.11
VEHICLES OF PROS LANDSCAPE	1129-000	78,505.00
ACCOUNTS RECEIVABLE	1221-000	2,802.68
Post-Petition Interest Deposits	1270-000	1,442.08
TOTAL GROSS RECEIPTS		\$ 90,669.87

¹The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

EXHIBIT 2 – FUNDS PAID TO DEBTOR & THIRD PARTIES

PAYEE	DESCRIPTION	UNIFORM TRAN. CODE	\$ AMOUNT PAID
NA		NA	NA
TOTAL FUNDS PAID TO DEBTOR & THIRD PARTIES			\$ 0.00

EXHIBIT 3 – SECURED CLAIMS

CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6D)	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
ABN AMRO		138,191.00	NA	NA	0.00

CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6D)	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Banco Popular		10,972.36	NA	NA	0.00
Fifth Third Bank		15,377.00	NA	NA	0.00
GMAC		9,673.00	NA	NA	0.00
LaSalle National Bank		82,935.00	NA	NA	0.00
Old Second National Bank		31,644.38	NA	NA	0.00
Sheffield Financial Corp.		9,386.39	NA	NA	0.00
Sheffield Financial Corp.		1,223.65	NA	NA	0.00
GMAC	4210-000	NA	8,565.61	8,565.61	8,565.61
TOTAL SECURED CLAIMS		\$ 299,402.78	\$ 8,565.61	\$ 8,565.61	\$ 8,565.61

EXHIBIT 4 – CHAPTER 7 ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
HELMS, BRENDA PORTER	2100-000	NA	7,768.64	7,768.64	7,768.64
HELMS, BRENDA PORTER	2200-000	NA	146.17	146.17	146.17
INTERNATIONAL SURETIES LTD	2300-000	NA	82.02	82.02	82.02
INTERNATIONAL SURETIES, LTD	2300-000	NA	78.55	78.55	78.55

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
INTERNATIONAL SURETIES, LTD.	2300-000	NA	56.41	56.41	56.41
CHIDESTER, CRAIG	2410-000	NA	2,016.78	2,016.78	2,016.78
SECRETARY OF STATE	2990-000	NA	65.00	65.00	65.00
SECRETARY OF STATE	2990-000	NA	65.00	65.00	65.00
SECRETARY OF STATE	2990-000	NA	65.00	65.00	65.00
COFFEY & ASSOCIATES P.C.	3410-000	NA	725.00	725.00	725.00
AMERICAN AUCTION ASSOCIATES INC.	3620-000	NA	5,376.66	5,376.66	5,376.66
TOTAL CHAPTER 7 ADMIN. FEES AND CHARGES		\$ NA	\$ 16,445.23	\$ 16,445.23	\$ 16,445.23

EXHIBIT 5 – PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
NA	NA	NA	NA	NA	NA
TOTAL PRIOR CHAPTER ADMIN. FEES AND CHARGES		\$ NA	\$ NA	\$ NA	\$ NA

EXHIBIT 6 – PRIORITY UNSECURED CLAIMS

CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
AMEX		5.00	NA	NA	0.00
Anderson Landscape Supply		7,573.83	NA	NA	0.00
Arthur Cleason, Inc.		3,000.00	NA	NA	0.00
BP Oil/Citibank		2,026.00	NA	NA	0.00
Cbusasars		1,924.00	NA	NA	0.00
Citigo Oil/Citibank		880.00	NA	NA	0.00

EXHIBIT 7 - GENERAL UNSECURED CLAIMS

CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6E)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
Internal Revenue Service		3,880.51	NA	NA	0.00
Internal Revenue Service		215.99	NA	NA	0.00
Internal Revenue Service		15,280.83	NA	NA	0.00
DEPT OF TREASURY	5800-000	22,685.33	52,200.41	52,200.41	50,061.83
ILLINOIS DEPT OF REVENUE	5800-000	1,030.19	408.00	408.00	391.29
STATE OF ILLINOIS DEPT EMPLOYMENT	5800-000	1,030.19	15,855.49	15,855.49	15,205.91
TOTAL PRIORITY UNSECURED CLAIMS		\$ 44,123.04	\$ 68,463.90	\$ 68,463.90	\$ 65,659.03

CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
Edward Hospital		363.00	NA	NA	0.00
HSBC NV		10,992.00	NA	NA	0.00
Home Depot		8,378.16	NA	NA	0.00
JC Penney		104.00	NA	NA	0.00
Kaknes Landscape Supply		1,246.14	NA	NA	0.00
Kohls		0.00	NA	NA	0.00
Lenz Disposal		1,440.00	NA	NA	0.00
Lesco Inc.		3,684.32	NA	NA	0.00
Marshall Fields		0.00	NA	NA	0.00
Marshall Fields		0.00	NA	NA	0.00
Midway Truck Parts, Inc.		2,096.59	NA	NA	0.00
Pomps Tire Service, Inc.		410.90	NA	NA	0.00
RH Donnelley		776.42	NA	NA	0.00
Sears		1,925.00	NA	NA	0.00
Sherwin Nurseries, Inc.		10,632.14	NA	NA	0.00
Steve Piper & Sons., Inc.		577.50	NA	NA	0.00
CHASE BANK USA	7100-000	18,130.00	16,815.90	16,815.90	0.00

CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
CITIBANK USA	7100-000	1,924.00	1,891.66	1,891.66	0.00
CITRIBANK USA	7100-000	8,378.16	8,075.86	8,075.86	0.00
DAKOTA, CITIBANK SOUTH	7100-000	22,892.00	21,892.46	21,892.46	0.00
DEPARTMENT OF TREASURY	7100-000	NA	6,094.65	6,094.65	0.00
EC RIZZI & ASSOC	7100-000	2,584.50	2,484.50	2,484.50	0.00
ECAST SETTLEMENT CORP ASSIGNEE OF	7100-000	10,992.00	11,564.95	11,564.95	0.00
NURSERY, WAGNER FARMS	7100-000	3,585.34	3,923.85	3,923.85	0.00
OLD SECOND NATIONAL BANK	7100-000	31,644.38	3,091.52	3,091.52	0.00
SHEFFIELD FINANCIAL CORP	7100-000	1,223.65	1,126.22	1,126.22	0.00
SHEFFIELD FINANCIAL CORP	7100-000	9,836.39	9,420.27	9,420.27	0.00
STATE OF ILLINOIS DEPT EMPLOYMENT S	7100-000	NA	110.00	110.00	0.00
MBNA AMERICA BANK	7200-000	49,719.03	49,699.17	49,699.17	0.00
TOTAL GENERAL UNSECURED CLAIMS		\$ 218,944.45	\$ 136,191.01	\$ 136,191.01	\$ 0.00